



R. Kent 3713  
3/3/03  
#15/ Request  
Second  
PATENT APPLICATION  
**RECEIVED**  
MAR 03 2003  
TECHNOLOGY CENTER R3700

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q63117

NOBE, KAZUHIKO, et al.

Appln. No.: 09/783,328 ✓

Group Art Unit: 3713

Confirmation No.: 3179

Examiner: JONES, S.

Filed: February 15, 2001

For: GAME DEVICE, GAME DEVICE CONTROL METHOD, INFORMATION  
STORAGE MEDIUM, GAME DISTRIBUTION DEVICE, AND GAME  
DISTRIBUTION METHOD

**RESPONSE UNDER 37 C.F.R. § 1.111**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Office Action dated November 27, 2003, please consider the remarks as submitted herewith.

**REMARKS**

Claims 1-13, all the claims pending in the application, stand rejected. The Examiner has cited and applied two new prior art references in framing the new rejections. Applicants' response, without any amendment to the claims, follows.

***Claim Rejections - 35 U.S.C. § 103***

Claims 1-8 and 11-13 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Sagawa et al (EP 903,169) in view of Olmedo (6,174,170). This rejection is traversed.

**The Invention**

The present invention is directed to a game device, method of controlling a game device, information storage medium related to such method and distribution system, that generally concerns a musical action game machine. The significant features of the invention are the use of commercially available music CDs and the reproduction of music from the CD, the judgment of